

THE HONORABLE JAMES L. ROBERT

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

DONALD McCOY, JR.,

Defendant.

No. CR 16-284-JLR

~~(PROPOSED)~~ ORDER GRANTING  
UNOPPOSED MOTION TO  
CONTINUE TRIAL AND PRETRIAL  
MOTIONS DUE DATE

Based on the unopposed motion of the defendant to continue the trial date and extend the pretrial motion deadline and the facts and circumstances contained therein, which are incorporated by reference as findings of fact, the Court finds:

1. The ends of justice served by granting this continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

2. Proceeding to trial absent adequate time for the defense to prepare would result in a miscarriage of justice. 18 U.S.C. §3161(h)(7)(B)(i).

3. The defense needs additional time to explore issues of some complexity, which would make it unreasonable to expect adequate preparation for pretrial proceedings or for trial itself within the time limits established by the Speedy Trial Act and currently set for this case. 18 U.S.C. § 3161(h)(7)(B)(ii).

(PROPOSED) ORDER GRANTING  
UNOPPOSED MOTION TO CONTINUE TRIAL  
& PRETRIAL MOTIONS DUE DATE  
(Donald McCoy; CR16-284JLR) - 1

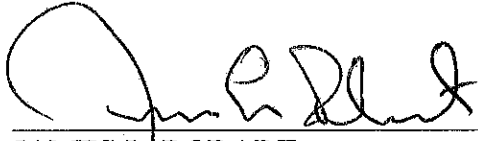
FEDERAL PUBLIC DEFENDER  
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Seattle, Washington 98101  
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1 4. Taking into account the exercise of due diligence, a continuance is necessary  
2 to allow the defendant the reasonable time for effective preparation of his defense. 18  
3 U.S.C. § 3161(h)(7)(B)(iv).

4 IT IS THEREFORE ORDERED that the trial date is continued from January 3,  
5 2017, to June 5, 2017. Additionally, the period of delay from the date of this order  
6 through the new trial date is hereby excluded for speedy trial purposes under 18 U.S.C.  
7 § 3161(h)(7)(A) and (B).

8 Pretrial motions are due no later than April 21, 2017. *Jul*

9 DONE this 29<sup>th</sup> day of November, 2016.

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12 JAMES L. ROBART  
13 UNITED STATES DISTRICT JUDGE  
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15 Presented by:

16 s/ Vanessa Pai-Thompson  
17 Assistant Federal Public Defender  
18 Attorney for Donald McCoy, Jr.  
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